

No.

CR 07 00788

JF

PVT

Under Seal 9/7

FILED

UNITED STATES DISTRICT COURT

DEC 13 2007
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

~~SEALED BY ORDER
OF COURT~~

THE UNITED STATES OF AMERICA

vs.

AMIT M. EZYONI, ASAFA NASS a/k/a "Dan", LIMOR GEFEN
a/k/a "Dana", ELI KAUPP, DANIEL G. RANGEL, BARAK
BRAUNSHTAIN, RANDY W. GOLDBERG, BRANDI C. AYCOCK,
DAVID R. LAMONDIN, MATTHEW D. SANDOMIR, STUART H.
SHEINFELD, CAROL HAEUSSLER, CHRISTOPHER A. SARIOL,
and EDUARDO A. SUBIRATS

INDICTMENT

COUNT ONE:

Title 18, U.S.C. § 371 -
Conspiracy to Commit Wire
Fraud and Extortion

COUNTS TWO - FIFTEEN:

Title 18, U.S.C. § 1343 - Wire
Fraud

COUNTS SIXTEEN - TWENTY-THREE:

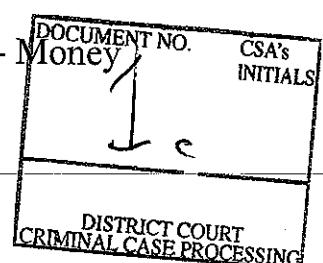
Title 18, U.S.C. § 1951 -
Extortion

COUNT TWENTY-FOUR:

Title 18, U.S.C. § 1956(h) -
Conspiracy to Commit Money
Laundering

COUNTS TWENTY-FIVE - TWENTY-EIGHT:

Title 18, U.S.C. §
1956(a)(1)(A)(1) - Money
Laundering



A true bill.

Ronona R. Wells

Foreperson

Filed in open court this 12 day of December

A.D. 2007

Patricia V. Trumbo

United States Magistrate Judge

Bail. \$ Arrest warrants - no bail

E3 Y one
Nass
Meyer
Goldberg
aycock
Raupp
Rangel
Brownstein

no process for all other
defendants

PVT

1 SCOTT N. SCHOOLS (SCN 9990)
2 United States Attorney
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SEAL BY ORDER
OF COURT

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11
12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 AMIT M. EZYONI,

16 ASAFA NASS,

a/k/a "Dan,"

17 LIMOR GEFEN,

a/k/a "Dana,"

18 ELI KAUPP,

19 DANIEL G. RANGEL,

BARAK BRAUNSHTAIN,

RANDY W. GOLDBERG,

BRANDI C. AYCOCK,

20 DAVID R. LAMONDIN,

MATTHEW D. SANDOMIR,

21 STUART H. SHEINFELD,

CAROL HAEUSSLER,

22 CHRISTOPHER A. SARIOL, and

EDUARDO A. SUBIRATS,

23 Defendants.

CR No.: 07 00788 JFPVT

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VIOLATIONS: 18 U.S.C. § 371 -- Conspiracy; 18 U.S.C. § 1343 -- Wire Fraud; 18 U.S.C. § 1951 -- Extortion; 18 U.S.C. § 1956(h) -- Conspiracy to Commit Money Laundering; 18 U.S.C. § 1956(a)(1)(A)(I) -- Money Laundering; 18 U.S.C. § 2 -- Aiding and Abetting and Willfully Causing; 18 U.S.C. § 982 -- Criminal Forfeiture

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

Introductory Allegations

At all times relevant to this Indictment:

1. AY Transport, Inc. ("AY"), also known as ("a/k/a") Progressive Van Lines ("PVL"), a/k/a Midwest Relocation Services, was a moving company with offices in San Jose, California, engaged in the interstate transportation of household goods ("goods") for members of the public.

2. National Moving Network (“NMN”), a/k/a Patriot Moving, a/k/a Premium Relocation Services, was a moving company with offices in Miami, Florida, engaged in brokering the interstate transportation of goods for members of the public.

3. Defendant Amit M. Ezyoni was the owner and chief executive officer of AY. As owner and CEO, defendant Ezyoni ran the day-to-day operations of AY.

4. Defendant Asaf Nass, a/k/a “Dan,” was the operations manager of AY. As operations manager, defendant Nass assisted in running the day-to-day operations of AY.

5. Defendant Ezyoni had signatory authority over the primary AY business account, Wells Fargo Bank Account #009-1460212. Defendants Ezyoni and Nass had signatory authority over the primary PVL business account, Bank of America Account #12624-06932.

6. Defendant Limor Gefen, a/k/a "Dana," was the office manager of AY. As office manager, defendant Gefen handled customer complaints and assisted in the day-to-day operations of AY.

7. Defendant Eli Kaupp was a driver for AY. As a driver, defendant Kaupp participated in the loading and delivery of customers' goods and interacted directly with customers.

8. Defendant Daniel G. Rangel was a driver for AY. As a driver, defendant Rangel participated in the loading and delivery of customers' goods and interacted directly with customers.

9. Defendant Barak Braunshtain was a driver for AY. As a driver, defendant Braunshtain participated in the actual loading and delivery of customers' goods and interacted directly with

1 customers.

2 10. Defendant Randy W. Goldberg was the owner and president of NMN. As owner and
3 president, defendant Goldberg ran the day-to-day operations of NMN.

4 11. Defendant Brandi C. Aycock was the sales manager for NMN. As sales manager,
5 defendant Aycock supervised sales representatives in their assigned tasks of soliciting customers,
6 taking customer inventories, providing customers with weight and price estimates, collecting
7 customer deposits, and scheduling dates for the loading of customer goods.

8 12. Defendant David R. Lamondin was a sales representative for NMN. As a sales
9 representative, defendant Lamondin solicited customers, took customer inventories, provided
10 customers with weight and price estimates, collected customer deposits, and scheduled dates for
11 the loading of customer goods.

12 13. Defendant Matthew D. Sandomir was a sales representative for NMN. As a sales
13 representative, defendant Sandomir solicited customers, took customer inventories, provided
14 customers with weight and price estimates, collected customer deposits, and scheduled dates for
15 the loading of customer goods.

16 14. Defendant Stuart H. Sheinfeld was a sales representative for NMN. As a sales
17 representative, defendant Sheinfeld solicited customers, took customer inventories, provided
18 customers with weight and price estimates, collected customer deposits, and scheduled dates for
19 the loading of customer goods.

20 15. Defendant Carol Haeussler was a sales representative for NMN. As a sales
21 representative, defendant Haeussler solicited customers, took customer inventories, provided
22 customers with weight and price estimates, collected customer deposits, and scheduled dates for
23 the loading of customer goods.

24 16. Defendant Christopher A. Sariol was a sales representative for NMN. As a sales
25 representative, defendant Sariol solicited customers, took customer inventories, provided
26 customers with weight and price estimates, collected customer deposits, and scheduled dates for
27 the loading of customer goods.

28 17. Defendant Eduardo A. Subirats was a sales representative for NMN. As a sales

1 representative, defendant Subirats solicited customers, took customer inventories, provided
2 customers with weight and price estimates, collected customer deposits, and scheduled dates for
3 the loading of customer goods.

4 COUNT ONE: (18 U.S.C. § 371—Conspiracy)

5 18. Paragraphs 1 through 17 of the Introductory Allegations section are realleged and
6 incorporated as though fully set forth herein.

7 19. From in or around April 2001 and continuing through approximately October 2005,
8 in Santa Clara County, in the Northern District of California, and elsewhere, the defendants

9 AMIT M. EZYONI,
10 ASAFA NASS,
a/k/a “Dan,”
11 LIMOR GEFEN,
a/k/a “Dana,”
12 ELI KAUPP,
DANIEL G. RANGEL,
13 BARAK BRAUNSHTAIN,
RANDY W. GOLDBERG,
14 BRANDI C. AYCOCK,
DAVID R. LAMONDIN,
15 MATTHEW D. SANDOMIR,
STUART H. SHEINFELD,
CAROL HAEUSSLER,
16 CHRISTOPHER A. SARIOL, and
EDUARDO A. SUBIRATS,
17

18 did knowingly and intentionally conspire to commit acts and offenses against the laws of the
19 United States, that is: wire fraud, in violation of 18 U.S.C. § 1343; and extortion, in violation of
20 18 U.S.C. § 1951.

21 OBJECT OF THE CONSPIRACY

22 20. It was the object of the conspiracy for the defendants to unjustly enrich themselves by
23 luring customers into doing business with NMN by offering them extremely low moving
24 estimates, taking possession of customers’ property and then subsequently increasing the price of
25 AY’s transport of the customers’ goods, and thereafter withholding delivery of their goods until
26 the customers paid the fraudulently inflated price to AY.

27 MANNER AND MEANS OF THE CONSPIRACY

28 21. Defendant NMN represented itself to the public as a reputable broker of interstate
moves.

1 22. Defendant AY represented itself to the public as a reputable moving company.

2 23. At the direction of defendants Randy W. Goldberg and Brandi C. Aycock, defendants
3 David R. Lamondin, Matthew D. Sandomir, Stuart H. Sheinfeld, Carol Haeussler, Christopher A.
4 Sariol, Eduardo A. Subirats, and other NMN employees provided extremely low moving
5 estimates to customers to induce them to hire NMN to move their goods. These estimates were
6 conveyed by telephone, facsimile, and electronic mail ("e-mail"). Once NMN had secured the
7 customer's contract, they collected a deposit and referred the deal without the customers'
8 knowledge to AY. AY then provided the drivers and trucks to complete the move.

9 24. Defendants Amit M. Ezyoni, Asaf Nass, Limor Gefen supervised the AY drivers
10 assigned to handle the moves, including defendants Eli Kaupp, Daniel G. Rangel, and Barak
11 Braunshtain, among other AY drivers. The drivers typically rushed customers through the AY
12 paperwork, causing them to sign blank or incomplete bills of lading and other documents, and
13 failed to inform them of the actual price of the move prior to loading customer goods.

14 25. Once a customer's goods had been loaded, an AY employee would and did inflate the
15 total price of the move by claiming that the customer's goods weighed more than had been
16 originally estimated by NMN, or by overcharging the customer for packing materials.

17 26. When contacted by customers requesting the delivery of their goods, defendants
18 Amit M. Ezyoni, Asaf Nass, Limor Gefen, and other AY employees demanded full payment of
19 the new, inflated price before AY would deliver the goods. This new, inflated price was often
20 multiple times the initial estimate provided to the customer by NMN.

21 27. Defendants Amit M. Ezyoni, Asaf Nass, Limor Gefen, and other AY employees
22 ignored customers' repeated complaints about the inflated prices.

23 28. When customers refused to pay the inflated price, defendants Amit M. Ezyoni, Asaf
24 Nass, Limor Gefen, and other AY employees arranged to warehouse customer goods, often under
25 the names of individual drivers, and refused to divulge the location of the goods to customers.

26 29. When delivering customer goods, the drivers, acting under the direction of
27 defendants Amit M. Ezyoni, Asaf Nass, Limor Gefen, and other AY employees, demanded that
28 customers pay any outstanding balance before they would unload, or even provide access to, the

1 customer's goods.

2 30. Defendants Amit M. Ezyoni, Asaf Nass, Limor Gefen, and other AY employees
3 refused to adequately compensate customers for any damaged or undelivered goods.

4 31. The extremely low bid price, the referral to AY, the drivers' rushing customers
5 through paperwork, the increase in price after taking possession of customers' goods, and the
6 refusal to release said goods unless the customers paid the increased price were all co-ordinated
7 parts of the conspiracy designed to work together to extort maximum money from the customers.

OVERT ACTS

9 32. In furtherance of the conspiracy and to effect its objects, at least one of the co-
10 conspirators committed at least one of the following overt acts, in the Northern District of
11 California and elsewhere:

Victim 1: A.B. and K.S.

13 33. On or about July 26, 2002, in a telephone conversation between Colorado and San
14 Jose, California, defendant Amit M. Ezyoni told A.B., an AY customer moving from San Jose,
15 California to Colorado, that A.B.'s goods would not be delivered unless he paid AY a price
16 which had been inflated from the original price estimate provided by NMN.

17 34. On or about July 27, 2002, defendant Daniel G. Rangel refused to unload A.B and
18 K.S.'s goods until K.S. paid him the inflated price.

Victim 2: S.M. and N.G.

35. On or about March 7, 2003, defendant David R. Lamondin mailed N.G. an estimate
of \$2,880 to move N.G.'s and S.M.'s goods from Colorado to Florida.

22 36. On or about May 1, 2003, defendant Asaf Nass faxed N.G. a letter from San Jose,
23 California to Florida informing N.G. that she was required to wire \$1,500 for the delivery to
24 proceed, informing her that the price had increased from the original price estimate, and stating
25 that full payment of the inflated price was required for the delivery to proceed.

26 37. On or about May 1, 2003, defendant Asaf Nass, speaking in a telephone call from
27 San Jose, California, told an undercover agent posing as N.G. in a telephone call that she would
28 not receive her belongings unless she paid the full inflated price.

1 Victim 3: T.M.

2 38. On or about May 15, 2003, defendant Asaf Nass informed T.M. in a telephone call
3 from San Jose, California to Alabama that the cost of his move had been inflated to \$1,599, and
4 that T.M.'s goods would not be delivered until the additional fees were paid.

5 39. On or about June 9, 2003, defendant Asaf Nass faxed T.M. from San Jose, California
6 to Alabama a request that T.M. wire \$1,199 to AY's business bank account in San Jose,
7 California as partial payment of the inflated price.

8 40. On or about June 18, 2003, defendant Asaf Nass informed T.M. in a telephone call
9 between Alabama and San Jose, California that T.M. would not receive his goods until he had
10 paid the full inflated price.

11 41. On or about July 7, 2003, defendant Eli Kaupp refused to unload T.M.'s goods unless
12 T.M. paid the balance that AY claimed it was owed.

13 Victim 4: R.L.

14 42. On or about September 23, 2003, defendant Matthew D. Sandomir transmitted to
15 R.L. in Florida an estimate of \$1,200 to move her goods from Florida to Tennessee.

16 43. On or about October 19, 2003, defendant Asaf Nass telephoned R.L. from San Jose,
17 California to her location in Tennessee and told her that AY would not deliver her goods unless
18 she paid the inflated price.

19 Victim 5: L.R.

20 44. On or about October 20, 2003, defendant Carol Haeussler transmitted to L.R. in
21 California an estimate of \$2,378 to move his goods from California to Illinois.

22 45. On or about November 3, 2003, in a telephone call between San Jose, California and
23 Illinois, defendant Limor Gefen, a/k/a/ "Dana," informed L.R. that he would not get his goods
24 until he had paid the full amount of the inflated AY price for the move.

25 46. On or about November 3, 2003, in a telephone call between San Jose, California and
26 Illinois, defendant Asaf Nass informed L.R. that he would not get his goods until he had paid the
27 full amount of the inflated AY price for the move.

28 47. On or about December 15, 2003, defendant Asaf Nass faxed from San Jose,

1 California to L.R. in Illinois a settlement agreement with respect to the inflated price.

2 Victim 6: C.M.

3 48. On or about November 18, 2003, defendant Christopher A. Sariol transmitted to
4 C.M. in Florida an estimate of \$1,446.50 to move C.M.'s goods from Florida to Minnesota.

5 49. On or about December 3, 2003, defendant Barak Braunshtain informed C.M., after his
6 goods had been loaded, that the cost of the move had been inflated to \$2,401, and that C.M.
7 would have to pay this full amount prior to receiving delivery of his goods.

8 50. On or about December 10, 2003, defendant Asaf Nass, speaking from San Jose,
9 California, informed C.M. in a that he would not receive his goods until he paid the full inflated
10 price.

11 Victim 7: L.G.

12 51. On or about January 20, 2004, defendant Eduardo A. Subirats e-mailed L.G. from
13 Florida to Aptos, California an estimate of \$2,715 to move L.G.'s goods from Aptos, California
14 to North Carolina.

15 Victim 8: A.G.

16 52. On or about April 23, 2004, in a telephone call from Florida to Massachusetts,
17 defendant Stuart Sheinfeld provided A.G. with an estimate of \$1,855 to move A.G.'s goods from
18 Massachusetts to Florida.

19 53. On or about June 19, 2004, defendant Barak Braunshtain informed A.G. in a
20 telephone call that the cost of the move had increased to \$~~2,944~~
21 her goods until she paid the full inflated price. *2,410.80 P&H*

22 54. On or about June 19, 2004, in a telephone call from Florida to San Jose, California,
23 defendant Limor Gefen informed A.G. that Progressive Van Lines would not deliver her goods
24 unless she paid the full inflated price.

25 Victim 9: T.P.

26 55. On or about June 28, 2004, in a telephone call between Louisiana and San Jose,
27 California, defendant Asaf Nass informed customer T.P. that his goods would not be delivered to
28 him unless he paid the full amount of a price inflated from the original quote provided by NMN.

1 All in violation of Title 18, United States Code, Section 371.

2 COUNTS TWO THROUGH FIFTEEN: (18 U.S.C. §§ 1343 and 2— Wire Fraud;
3 Aiding and Abetting)

4 56. Paragraphs 1 through 17 of the Introductory Allegations section and paragraphs 20
5 through 31 of Count One are realleged and incorporated as though fully set forth herein.

6 SCHEME AND ARTIFICE

7 57. It was the object of the scheme and artifice for the defendants to unjustly enrich
8 themselves by luring customers into doing business with NMN by offering them extremely low
9 moving estimates, taking possession of customers' property and then subsequently increasing the
10 price of AY's transport of the customers' goods, and thereafter withholding delivery of their
11 goods until the customers paid the fraudulently inflated price to AY.

12 USE OF THE WIRES

13 58. On or about the dates listed in the separate counts below, in Santa Clara County, in
14 the Northern District of California and elsewhere, the defendants, as listed below as to each
15 count, for the purpose of executing and attempting to execute the scheme and artifice to defraud
16 and for obtaining money and property by means of materially false and fraudulent pretenses,
17 representations, and promises, did knowingly transmit and cause to be transmitted in interstate
18 commerce by means of wire communications, certain writings, signs, signals and sounds, as
19 more specifically described below:

<u>COUNT</u>	<u>DATE</u>	<u>DEFENDANT</u>	<u>DESCRIPTION OF WIRE COMMUNICATION</u>
21 2	5/1/03	AMIT M. EZYONI ASAF NASS	Fax from Asaf Nass in California to N.G. in Florida regarding the inflated price of the move and requirement of full payment prior to delivery of goods
22 3	5/2/03	AMIT M. EZYONI ASAF NASS	Electronic wire transfer of \$1,500 sent from N.G. in Florida to AY in California at direction of Asaf Nass
23 4	6/9/03	AMIT M. EZYONI ASAF NASS	Fax from Asaf Nass in California to T.M. in Alabama requesting that T.M. wire an additional \$1,199 to AY

1	5	6/18/03	AMIT M. EZYONI ASAFA NASS	Telephone call from T.M. in Alabama to Asaf Nass in California regarding the inflated price of the move and requirement of full payment prior to delivery of goods
2	6	10/19/03	AMIT M. EZYONI ASAFA NASS	Telephone call from Asaf Nass in California to R.L. in Tennessee regarding the inflated price of the move and requirement of full payment prior to delivery of goods
3	7	10/30/03	RANDY W. GOLDBERG CAROL HAEUSSLER	Fax from NMN in Florida to AY in California conveying estimate for move of L.R.
4	8	11/3/03	AMIT M. EZYONI LIMOR GEFEN	Telephone call from L.R. in Illinois to Limor Gefen in California regarding the inflated price of the move and requirement of full payment prior to delivery of goods
5	9	11/3/03	AMIT M. EZYONI ASAFA NASS	Telephone call from L.R. in Illinois to Asaf Nass in California regarding the inflated price of the move and requirement of full payment prior to delivery of goods
6	10	12/15/03	AMIT M.. EZYONI ASAFA NASS	Fax from Asaf Nass in California to L.R. in Illinois outlining terms of settlement agreement between AY and L.R. regarding inflated price
7	11	12/16/03	AMIT M. EZYONI ASAFA NASS	Fax from L.R. in Illinois to Asaf Nass in California signing settlement agreement between AY and L.R. regarding inflated price
8	12	1/20/04	RANDY W. GOLDBERG EDUARDO A. SUBIRATS	E-mail from NMN in Florida to L.G. in California conveying estimate for L.G.'s move from California to North Carolina
9	13	6/19/04	AMIT M. EZYONI LIMOR GEFEN	Telephone call from A.G. in Florida to Limor Gefen in California regarding the inflated price of the move and requirement of full payment prior to delivery of goods

1	14	6/19/04	AMIT M. EZYONI LIMOR GEFEN	Electronic wire transfer of \$1,028 sent from A.G. in Florida to AY in California at direction of Limor Gefen
2	15	6/28/04	AMIT M. EZYONI ASAFA NASS	Telephone call from T.P. in Louisiana to Asaf Nass in California regarding the inflated price of the move and requirement of full payment prior to delivery of goods

7 All in violation of Title 18, United States Code, Sections 1343 and 2.

8

9 COUNTS SIXTEEN THROUGH TWENTY-THREE: (18 U.S.C. §§ 1951 and 2—Extortion; Aiding and Abetting)

10 59. Paragraphs 1 through 17 of the Introductory Allegations section and paragraphs 20
11 through 31 of Count One are realleged and incorporated as though fully set forth herein.

12 60. On the dates set forth in the separate counts below, in the Northern District of
13 California, and elsewhere, the defendants did knowingly, willfully, and unlawfully obstruct,
14 delay, and affect, and attempt to obstruct, delay, and affect interstate commerce by means of
15 extortion by demanding and receiving money for moving services from customers, said
16 customers' consent having been induced by the defendants' wrongful use of fear of economic
17 harm, in that, defendants threatened to withhold delivery of customers' goods unless they paid
18 the money that the defendants demanded.

<u>COUNT</u>	<u>DATE</u>	<u>DEFENDANTS</u>	<u>VICTIM(S)</u>
16	3/7/03-5/11/03	RANDY W. GOLDBERG DAVID R. LAMONDIN AMIT M. EZYONI ASAFA NASS	S.M. and N.G.
17	4/30/03-7/7/03	RANDY W. GOLDBERG AMIT M. EZYONI ASAFA NASS ELI KAUPP	T.M.
18	9/23/03-11/28/03	RANDY W. GOLDBERG MATTHEW D. SANDOMIR AMIT M. EZYONI ASAFA NASS	R.L.

1	19	10/20/03–12/16/03	RANDY W. GOLDBERG CAROL HAEUSSLER AMIT M. EZYONI ASAFA NASS LIMOR GEFEN	L.R.
2	20	11/18/03–12/20/03	RANDY W. GOLDBERG CHRISTOPHER A. SARIOL AMIT M. EZYONI ASAFA NASS BARAK BRAUNSHTAIN	C.M.
3	21	1/20/04–3/10/04	RANDY W. GOLDBERG EDUARDO A. SUBIRATS	L.G.
4	22	4/23/04–6/22/04	RANDY W. GOLDBERG STUART H. SHEINFELD AMIT M. EZYONI LIMOR GEFEN BARAK BRAUNSHTAIN	A.G.
5	23	5/5/04–8/6/04	RANDY W. GOLDBERG AMIT M. EZYONI ASAFA NASS	T.P.

14 All in violation of Title 18, United States Code, Sections 1951 and 2.

15 COUNT TWENTY-FOUR: (18 U.S.C. § 1956(h) – Conspiracy to Launder Monetary
16 Instruments)

17 61. Paragraphs 1 through 17 of the Introductory Allegations section, paragraphs 20
18 through 31 of Count One, and the factual allegations contained in Counts Two through Twenty-
19 Three are realleged and incorporated as though fully set forth herein.

20 62. From in or around April 2001 and continuing through approximately October 2005,
21 in Santa Clara County, in the Northern District of California, and elsewhere, the defendants

22 AMIT M. EZYONI,
23 ASAFA NASS, and
24 RANDY W. GOLDBERG

25 did knowingly conspire to conduct financial transactions affecting interstate commerce which in
26 fact involved the proceeds of specified unlawful activity, that is, wire fraud, in violation of Title
27 18, United States Code, Section 1343, and extortion, in violation of Title 18, United States Code,
28 Section 1951, with the intent to promote that specific unlawful activity; in violation of Title 18,
United States Code, Sections 1956(h) and 1956(a)(1)(A)(I).

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT: (18 U.S.C. § 1956(a)(1)(A)(I) – Money Laundering)

63. Paragraphs 1 through 17 of the Introductory Allegations section, paragraphs 20 through 31 of Count One, the factual allegations contained in Counts Two through Twenty-Three, and paragraph 3 of Count 24 are realleged and incorporated as though fully set forth herein.

64. On or about the dates indicated for each Count below, in Santa Clara County, in the Northern District of California, and elsewhere, the defendants, as listed below as to each count, did knowingly conduct financial transactions affecting interstate commerce, to wit: the deposit of monies into the AY business account, and the use of those funds to pay NMN and Randy Goldberg, which involved the proceeds of a specified unlawful activity, that is, wire fraud and extortion, as set forth in Counts Two through Twenty-Three, with the intent of promoting the specified unlawful activity, to wit: wire fraud and extortion, as set forth in Counts Two through Twenty-Three, and that while conducting and attempting to conduct such financial transactions knew that the property involved in the financial transaction, that is the deposits and checks summarized as follows, represented the proceeds of some form of unlawful activity:

<u>COUNT</u>	<u>DATE</u>	<u>DEFENDANT</u>	<u>FINANCIAL TRANSACTION</u>
25	5/2/03	ASAF NASS	\$1,500 wire transfer transmitted to AY from N.G. into AY business account Wells Fargo Acct #009-1460212
26	7/15/03	AMIT M. EZYONI	\$13,727.62 check payable to National Moving Network from AY business account Wells Fargo Acct #009-1460212
27	12/23/03	AMIT M. EZYONI	\$14,803.05 deposit into AY business account Wells Fargo Acct #009-1460212
28	1/9/04	AMIT M. EZYONI	\$34,640 check payable to Randy Goldberg from AY Business account Wells Fargo Acct #009-1460212

24 All in violation of Title 18, United States Code, Section 1956(a)(1)(A)(I).
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1 FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(c) and 28 U.S.C. § 2461(c) -
2 Forfeiture Of Wire Fraud and Extortion Proceeds)

3 65. The factual allegations contained in paragraphs 1-17 of the Introductory Allegations
4 and Counts One through Twenty-Four of this Indictment are realleged and by this reference fully
5 incorporated herein for the purpose of alleging forfeiture pursuant to the provisions of Title 18,
6 United States Code, Section 981(a)(1)(c) and Title 28, United States Code, Section 2461(c).

7 66. Upon a conviction of any of the offenses alleged in Counts One through Twenty-
8 Four, the defendants,

9 AMIT M. EZYONI,
10 ASAFA NASS,
11 a/k/a "Dan,"
12 LIMOR GEFEN,
13 a/k/a "Dana,"
14 ELI KAUPP,
15 DANIEL G. RANGEL,
16 BARAK BRAUNSHTAIN,
17 RANDY W. GOLDBERG,
18 BRANDI C. AYCOCK,
19 DAVID R. LAMONDIN,
20 MATTHEW D. SANDOMIR,
21 STUART H. SHEINFELD,
22 CAROL HAEUSSLER,
23 CHRISTOPHER A. SARIOL, and
24 EDUARDO A. SUBIRATS,

25 shall forfeit to the United States all property, real or personal, which constitutes and is derived
26 from proceeds traceable to said offenses.

- 27** 3. If, as a result of any act or omission of the defendants, any of said property
28 a. cannot be located upon the exercise of due diligence;
29 b. has been transferred or sold to or deposited with, a third person;
30 c. has been placed beyond the jurisdiction of the Court;
31 d. has been substantially diminished in value; or
32 e. has been commingled with other property which cannot be divided without
33 difficulty;

1 any and all interest defendants have in any other property, up to value of the property described
2 in paragraph 2 above, shall be forfeited to the United States, pursuant to Title 21, United States
3 Code, Section 853(p), as incorporated by as incorporated by Title 28, United States Code,
4 Section 2461(c) and Rule 32.2 of the Federal Rules of Criminal Procedure.

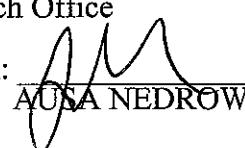
5 DATED: 12/12/07

A TRUE BILL.


Anna M. Wills
FOREPERSON

7 SCOTT N. SCHOOLS
8 United States Attorney


9
10 MATTHEW A. PARRELLA
Chief, San Jose Branch Office

11 (Approved as to form:


12 AUSA NEDROW

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AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

AMIT E. EZYONI

DISTRICT COURT NUMBER**07 00788 JF**

PENALTY:

SEE ATTACHED SHEET

SEALED BY ORDER**PROCEEDING**

Name of Complainant Agency, or Person & Title, if any

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

*RECEIVED
CLERK
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE CALIFORNIA*

PVT**DEFENDANT****IS NOT IN CUSTODY**

- 1) Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST } Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY }

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Ball Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

1

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

CR**PVT****JF**

DISTRICT COURT NUMBER

07 00788**DEFENDANT****IS NOT IN CUSTODY**

- 1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of Institution

Has detainer been filed? Yes No }If "Yes"
give date
filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not
Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

 This report amends AO 257 previously submitted

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS U.S. Att'y Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

JEFF NEDROW

PROCESS: SUMMONS NO PROCESS* WARRANT Ball Amount: NONE

If Summons, complete following:

 Arraignment Initial Appearance

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time:

Before Judge:

Comments:

FILED**DEC 13 2007****DISTRICT COURT****SAN JOSE, CALIFORNIA**

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

CR

PVT

JF

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense
 this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

Has detainer been filed?

Yes
 No

If "Yes"
give date filed

DATE OF ARREST

Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Bail Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Comments:

3

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

SEE ATTACHED SHEET

SEALED BY ORDER OF COURT**PROCEEDING**

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocsecution of charges previously dismissed
 which were dismissed on motion of:

U.S. Atty Defense }
 this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty (if assigned)

JEFF NEDROW

Has detainer been filed? Yes No }

If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not issued Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS*

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

WARRANT Bail Amount: NONE

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: *4*Before Judge: *4*

Comments:

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

4

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

24

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

DANIEL G. RANGEL

DISTRICT COURT NUMBER

07 00788 JF PVT

PENALTY:

SEE ATTACHED SHEET

SEALED BY CR
OF COURT**PROCEEDING**

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Bail Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

5

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

5

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

5

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

**SEALED BY ORDER
OF COURT**
PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocsecution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned)

JEFF NEDROW

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEC 13 2007

DEFENDANT - U.S.

BARAK BRAUNSHTAJN

DISTRICT COURT NUMBER

CR 07 00788 PVT JF

DEFENDANT**IS NOT IN CUSTODY**

- Has not been arrested, pending outcome this proceeding.
- 1) If not detained give date any prior summons was served on above charges
 - 2) Is a Fugitive
 - 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
 - 5) On another conviction
 - 6) Awaiting trial on other charges } } } Fed'l State
- If answer to (6) is "Yes", show name of Institution

Has detainer been filed? Yes } If "Yes"
 No } give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Bail Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

6

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

6

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

6

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA
 132007

DEFENDANT - U.S. DISTRICT COURT
 SAN JOSE CALIFORNIA
 RANDY W. GOLDBERG

DISTRICT COURT NUMBER

PVT

07 00788 JF

DEFENDANT**IS NOT IN CUSTODY**

- 1) Has not been arrested, pending outcome this proceeding.
 If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of Institution

Has detainer been filed? Yes No } If "Yes" give date filed

Month/Day/Year

DATE OF ARREST

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY This report amends AO 257 previously submitted

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty (if assigned)

JEFF NEDROW

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Bail Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

1

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

SEE ATTACHED SHEET

CR**PROCEEDING**

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty (if assigned)

JEFF NEDROW

Has detainer been filed?

Yes
 No

If "Yes"
 give date filed

DATE OF ARREST

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

PROCESS:

SUMMONS NO PROCESS*

WARRANT Bail Amount: NONE

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: *[Signature]*Before Judge: *[Signature]*Comments: *[Signature]*

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

J

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

8

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

**SEALED BY ORDER
OF COURT****CR****07 00788 PVT****JF**

SEE ATTACHED SHEET

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.
MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

Has detainer been filed? Yes No } If "Yes" give date filed _____

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not
Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS*

WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: 9

Before Judge: 9

Comments:

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

CR
SEALED BY ORDER
OF COURT

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW
DOCKET NO.

MAGISTRATE
CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y
(if assigned)

JEFF NEDROW

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not
Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS*

WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address: _____

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____ JF

Comments: _____

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sarisol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

**SEALED BY ORDER
OF COURT**

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y
(if assigned)

JEFF NEDROW

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of Institution

Has detainer been filed? Yes No }

If "Yes"
give date
filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not
Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS*

WARRANT

Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: _____

Before Judge: _____

Comments: _____

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE—18 U.S.C. § 371—Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN—18 U.S.C. § 1343—Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE—18 U.S.C. § 1951—Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

**SEALED BY ORDER
OF COURT**

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed
 which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

Has detainer been filed?

Yes
 No

If "Yes"
give date filed

Month/Day/Year

DATE OF ARREST

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

1/2

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count
Maximum \$250,000 fine
Maximum Three Years Supervised Release
\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass
Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count
Maximum \$250,000 fine
Maximum Three Years Supervised Release
\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

A handwritten signature consisting of a stylized 'J' and 'W'.

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

SEALED BY ORDER**PROCEEDING**

Name of Complainant Agency or Person (& Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Atty Defense

this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Atty Other U.S. Agency

Name of Asst. U.S. Atty
(if assigned)

JEFF NEDROW

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

DEC 13 2007

CHRISTOPHER A. SAROJ

DISTRICT COURT NUMBER

CR 07 00788 JF PVT

DEFENDANT

IS NOT IN CUSTODY

Has not been arrested, pending outcome this proceeding.

- 1) If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

B3

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

13

COUNT TWENTY-FOUR–18 U.S.C. § 1956(h)–Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count
Maximum \$250,000 fine
Maximum Three Years Supervised Release
\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT–18 U.S.C. § 1956(a)(1)(A)(1)–Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass
Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count
Maximum \$250,000 fine
Maximum Three Years Supervised Release
\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

13

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT
 SUPERSEDING

OFFENSE CHARGED

SEE ATTACHED SHEET

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

SEE ATTACHED SHEET

SENDED BY ORDER CR
OF COURT

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)

DAVE BROWN, FBI

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed which were dismissed on motion of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

SCOTT N. SCHOOLS

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y
(if assigned)

JEFF NEDROW

Has detainer been filed? Yes
 No

If "Yes"
give date
filed

Month/Day/Year

DATE OF ARREST

Or... If Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED
TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**

SUMMONS NO PROCESS*

WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Defendant Address:

Date/Time: _____

Comments: _____

Before Judge: _____

12/13/2007
PVT

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEC 13 2007

DEFENDANT - U.S.

EDUARDO A. SUBIRATS

DISTRICT COURT NUMBER

07 00788 JF

DEFENDANT**IS NOT IN CUSTODY**

- 1) If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

PENALTY SHEET FOR U.S. V. EZYONI ET AL

COUNT ONE–18 U.S.C. § 371–Conspiracy To Commit Wire Fraud and Extortion

All Defendants

Maximum Five Years Imprisonment

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWO THROUGH FIFTEEN–18 U.S.C. § 1343–Wire Fraud

Defendants Charged in Each Count

Counts Two through Six, Ten, Nine through Eleven, and Fifteen:

Defendants Ezyoni and Nass

Count Seven: Defendants Hauessler and Goldberg

Counts Eight, Thirteen and Fourteen: Defendants Ezyoni and Gefen

Count Twelve: Defendants Goldberg and Subirats

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS SIXTEEN THROUGH TWENTY-THREE–18 U.S.C. § 1951–Extortion

Defendants Charged in Each Count

Count Sixteen: Defendants Goldberg, Lamondin, Ezyoni, and Nass

Count Seventeen: Defendants Goldberg, Ezyoni, Nass, and Kaupp

Count Eighteen: Defendants Goldberg, Sandomir, Ezyoni, and Nass

Count Nineteen: Defendants Goldberg, Hauessler, Ezyoni, Nass, and Gefen

Count Twenty: Defendants Goldberg, Sariol, Ezyoni, Nass, and Braunshtain

Count Twenty-One: Defendants Goldberg and Subirats

Count Twenty-Two: Defendants Goldberg, Sheinfeld, Ezyoni, Gefen and Braunshtain

Count Twenty-Three: Defendants Goldberg, Ezyoni, and Nass

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

14

COUNT TWENTY-FOUR-18 U.S.C. § 1956(h)-Conspiracy to Commit Money Laundering

Defendants Charged

Ezyoni, Nass, and Goldberg

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

COUNTS TWENTY-FIVE THROUGH TWENTY-EIGHT-18 U.S.C. § 1956(a)(1)(A)(1)-Money Laundering

Defendants Charged

Count Twenty-Five: Defendant Nass

Counts Twenty-Six through Twenty-Eight: Defendant Ezyoni

Maximum 20 years imprisonment for each count

Maximum \$250,000 fine

Maximum Three Years Supervised Release

\$100 special assessment fee

FORFEITURE COUNT (All Defendants)

Forfeiture of all proceeds derived from the wire fraud and extortionate conduct alleged in the indictment

124